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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

BRIAN ROBINSON, an individual,

Plaintiff,

vs.

ARTHREX, INC., a Foreign Corporation; DOE
SALES REPRESENTATIVE; DOES I-X; and
ROE CORPORATIONS I-X, inclusive,

Defendants.

Case No.: 2:25-CV-00669-JCM-DJA

(Removed from the Eighth Judicial District
Court, Clark County, Nevada Case No. A-25-
916181-C, Department 6)

**ORDER RE DISMISSAL OF SPECIFIC
PORTIONS OF PLAINTIFF'S
COMPLAINT AND TO EXTEND
DEADLINE TO RESPOND TO
PLAINTIFF'S COMPLAINT
[Second Request]**

Plaintiff and Defendant Arthrex, Inc., by and through their respective undersigned counsel of
record, hereby stipulate:

1. As to Count I of Plaintiff's Complaint:

- a. Paragraph 22 is dismissed without prejudice only as to the allegation concerning
Arthrex, Inc.'s failure to warn of the alleged defective condition of the product; i.e
"...and further failed to warn of the defective condition of the subject product and
its component parts."
- b. Paragraph 24 is dismissed without prejudice in its entirety.
- c. Paragraph 32 is dismissed without prejudice in its entirety (punitive damages
demand).

2. As to Count II of Plaintiff's Complaint:

- a. Paragraph 35.iii. as to the allegation concerning Arthrex, Inc.'s failure to warn of

the alleged defective condition of the product is dismissed without prejudice

b. Paragraph 43 is dismissed without prejudice in its entirety.

3. Counts III and IV of Plaintiff's Complaint are dismissed without prejudice.

4. Plaintiff's request for punitive damages in Paragraph 4 of the Prayer for Relief is dismissed without prejudice.

Pursuant to Local Rules IA 6-1, 6-2, and LR 7-1, Plaintiff and Defendant Arthrex, Inc., hereby further stipulate to extend the deadline for Defendant Arthrex, Inc. to Answer the Complaint (ECF No. 1) by thirty (30) days. As a result of the first request, the amended deadline for Arthrex, Inc. to respond to the Complaint by motion or answer was May 2, 2025. Arthrex shall now have thirty (30) days to file an Answer from the date of this Stipulation, or by Monday, June 2, 2025. This is the second stipulation to extend this deadline

Dated this 2nd day of May, 2025.

/s/ Matthew D. Minucci

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*Attorneys for Defendant
Arthrex, Inc.*

IT IS SO ORDERED:



DANIEL J. ALBREGTS
UNITED STATES MAGISTRATE JUDGE

DATED: May 8, 2025



CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of May, 2025, a true and correct copy of the foregoing **STIPULATION AND [PROPOSED] ORDER RE DISMISSAL OF SPECIFIC PORTIONS OF PLAINTIFF'S COMPLAINT AND TO EXTEND DEADLINE TO RESPOND TO PLAINTIFF'S COMPLAINT [Second Request]** was electronically filed and served on counsel through the Court's CM/ECF electronic service system pursuant via the electronic mail addresses noted below, unless service by another method is stated or noted:

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